



# MIAMI BEACH

OFFICE OF THE CITY MANAGER

NO. LTC # **098-2011**

RECEIVED

2011 APR 26 PM 2: 23

LETTER TO COMMISSIONER'S OFFICE

TO: Mayor Matti Herrera Bower and Members of the City Commission

FROM: Jorge M. Gonzalez, City Manager

DATE: April 25, 2011

SUBJECT: Noise Report: January – March 2011 (Quarter 1 – 2011)

This Letter to Commission (LTC) provides the January 2011 through March 2011 (Q1 – 2011) quarterly report and data analysis on the enforcement and compliance efforts by the Building Department's Code Compliance Division (Code) regarding the City's Noise Ordinance. Data for this report is collected pursuant to the Administrative Guidelines. All the collected data is presented in table form (Attachments A through D) as required by the Administrative Guidelines, and detailed analysis is provided to explain results and variations thereof.

It is noteworthy to reflect that during the current quarter a number of procedural changes were initiated which will hopefully add to the future efficiency and improved accuracy of the entire noise reporting process. These initiatives include, but are not limited to, the re-deployment of Code Compliance Administrators (CCAs) and Code Compliance Officers (CCOs), inter and intra-departmental training and performance improvement sessions (including Police and Parking Departments), enhanced training for Code staff, and the addition of case classification sub-types and case resolutions.

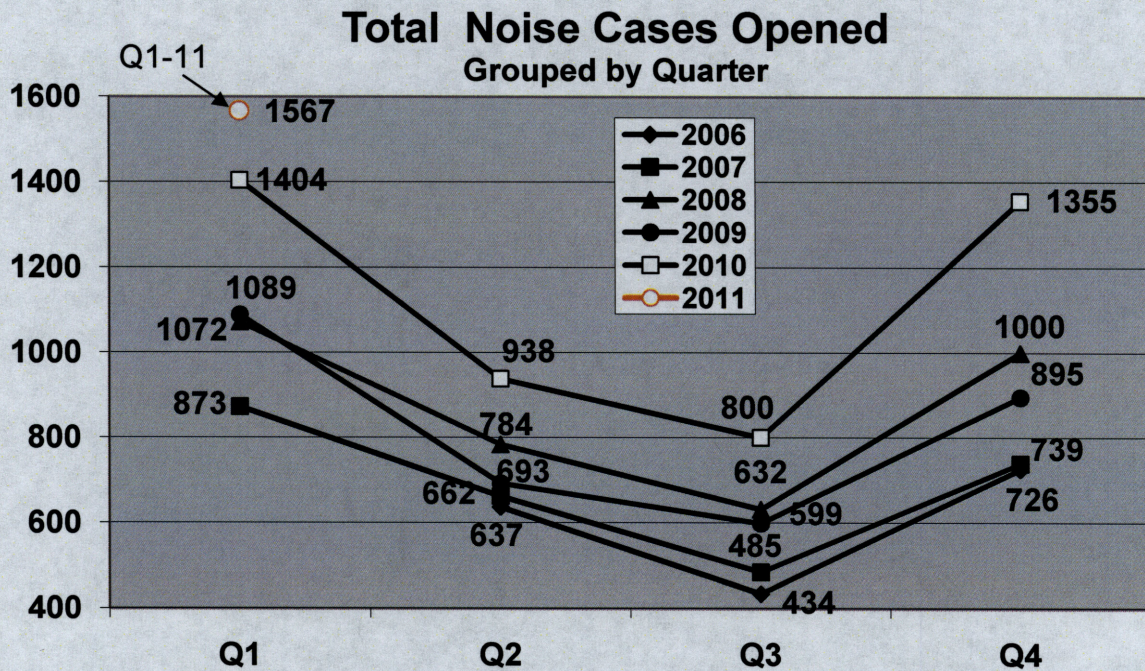
## SUMMARY

During the above-referenced period, there were a total of 1,567 cases entered into the Permits Plus database (the database used to manage Code Compliance cases), the majority of which are captured through complaints fielded by Dispatch (operated by the City's Parking Department). Of these, 14 were voided (entered in error), 45 were canceled by the complainant, 91 were referred to the Police Department (as the complaint was deemed to be more aligned with disturbance of the peace rather than a noise violation), four (4) were deemed "not applicable" (meaning that the noise was permissible due to exemptions from the noise ordinance, specifically, construction work within the public right of way), and nine (9) were deemed to be duplicate complaints (two (2) or more calls regarding the same incident). This resulted in 1,404 cases where the disposition was either valid or invalid (Attachment A).

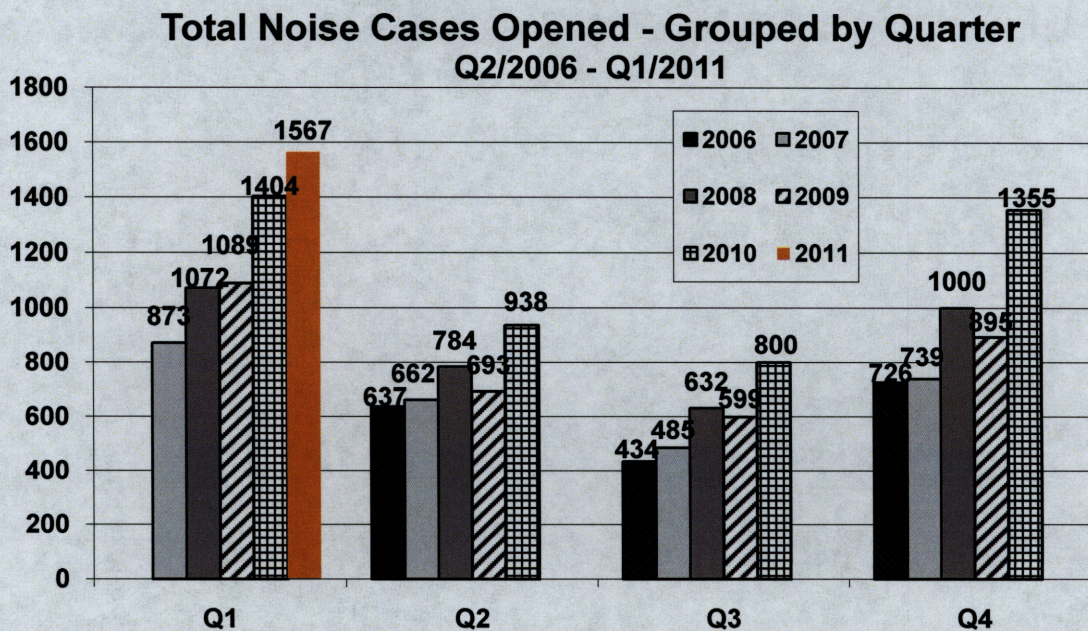
It is important to note that the number of noise-related cases opened continues to increase when compared to previous years. During the January 2011 through March 2011 (Q1-11) period, Code handled the highest amount of noise cases opened in any one quarter since Noise Violations began to be measured in the City of Miami Beach. This increase in the number of noise cases opened may be related to the number of Special Events that took place during this quarter.



The following chart depicts the current trend of cases opened, by quarter, since the noise ordinance was approved in 2006.



An analysis of the chart above shows a consistent pattern, in that the first and last quarters of each calendar year have the highest incidences of noise cases opened, whereas during the second and third quarters, there is a decrease in the number of noise cases opened. This pattern is consistent with the number of special events and other holiday-related festivities during the end and beginning of each calendar year, as well as an increase in the number of visitors that come to the City of Miami Beach for its weather and amenities. The following chart further reflects this quarterly trend.





One of the key parameters in the analysis is the validity rate. Of the **1,404 cases** where the disposition was identified to be either valid or invalid, a total of 233 were deemed valid, for an overall **16.6% validity rate** for the rating period. Notwithstanding the emphasis made by the general public to this figure, it must be stated that the validity rate is not a direct correlation of the performance of the Code Compliance Division. There are a number of variables that impact the validity of a noise complaint, which include, but are not limited to, time of day the noise is occurring, direction of the wind, air density due to weather conditions, and response time.

### **COMMERCIAL NOISE CASES**

Because of the importance identified with non-residential (commercial and “other”) noise-related cases opened, the remainder of this LTC will focus its analysis on commercial noise cases for the quarter. However, data for all noise cases opened during Q1-11 can be found in Attachment A of this report. Data relating to noise cases opened for commercial establishments can be found in Attachment B, but is further analyzed in the following section.

#### ***A. Commercial vs. Residential***

The data analysis reflects that, consistent with previous quarters, the vast majority (1,062 (75.6%)) of all noise cases opened involved properties classified as residential (i.e. Apartments, Condominiums, and Single-Family homes). In contrast, during this quarter, 239 (17%) cases opened were identified as commercial noise cases (i.e., noise coming from Bars, Clubs, Condo/Hotels, Restaurants, Retail). A total of 103 (7.3%) were identified as coming from “other” types of locations (i.e. Marine, Public Property, etc.). The following table provides a breakdown.

<b>BREAKDOWN OF CASES BY TYPE</b>		
<b>COMMERCIAL</b>	239	17.0%
<b>RESIDENTIAL</b>	1,062	75.6%
<b>OTHER</b>	103	7.3%

Consistent with previous reports, nearly half of the residential cases opened were for noise in “Apartments” (45.7% of ALL cases opened this past quarter). Cases opened for noise in Condominiums and Single-Family homes respectively accounted for 17.7% and 12.4% of all received complaints.

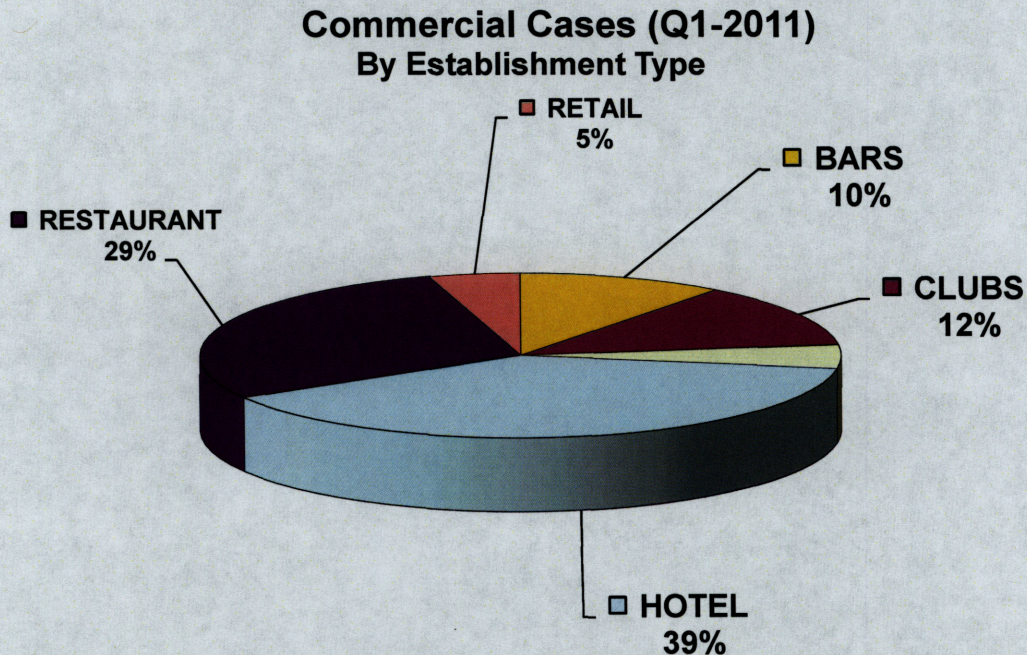
Further analysis also reflects that Q1-11 had the single highest number of residential noise cases opened, while it was the fifth highest quarter of commercial cases opened of the 14 quarters reported.

#### ***B. Commercial cases by Establishment Type***

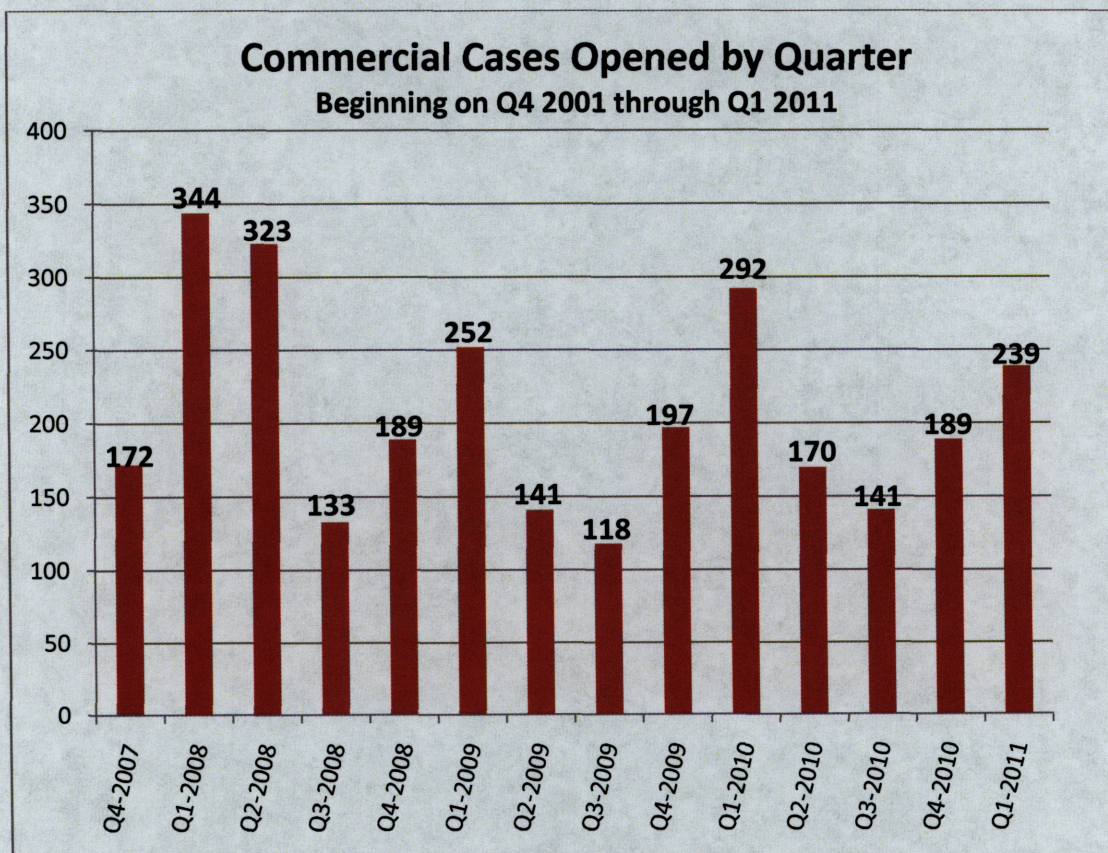
Although the majority of the noise cases opened are for noise reported in residential areas, the discussion of noise complaints in the City most often revolves on noise from commercial establishments. The chart below illustrates the total number of noise related complaints by type of commercial establishment.

As noted in Attachment B, the highest number of commercial cases opened were for hotels (93 cases – 39%), followed by 69 cases (29%) opened for noise occurring in a restaurant. The remaining breakdown is reflected below.





During the rating period, there were a total of 342 noise cases (239 commercial and 103 “other”) opened for non-residential establishments. The chart below shows the trend of commercial cases opened by quarter over the past three (3) years.





### **C. Closure dispositions for Commercial Cases**

Further analysis for non-residential (commercial and “other”) cases reflects that:

- During the reporting period, 24.4% of combined commercial and “other” cases were closed as valid (342 cases).
- Within commercial establishments, the percentage of cases closed as valid varied as follows:
  - 54.5% of all cases for retail were closed as valid,
  - 36.4% of cases for condo/hotel establishments were closed as valid,
  - 24.0% of cases for bars were closed as valid,
  - 23.2% of cases for restaurants were closed as valid, and
  - 19.4% of cases for hotels were closed as valid.

### **D. Type of Noise - Commercial Cases**

The most common type of noise reported for cases opened was for loud music. For commercial violations, this type of noise accounted for 97.5% of all cases opened in the quarter. When all cases are measured, “loud music” accounts for 78.8%, whereas “barking dog” accounted for 16% of the cases opened; and 4.9% were related to construction-related noise.

As it relates to the reasons why commercial noise cases were identified as invalid, the majority (40%) of the cases were closed as non-valid because at the time of arrival, the noise or music did not meet the noise ordinance criteria for a valid complaint, nor was it excessive. Other reasons for deeming the complaint not valid include there being no noise at the time of the CCOs arrival (8%), and that the noise was not audible at 100 feet (after 11:00 PM) (16%) (Attachment C).

### **E. Time/Day of Week of Commercial Noise occurring**

An analysis of the time the violation took place reflects a relatively even balance between noise cases opened for noise occurring between the hours of 11:00 PM and 7:00 AM, and those between 7:00 AM and 11:00 PM; with a slightly higher number of cases opened for noise occurring between 11:00 PM and 7:00 AM. As noted in Attachment A, more commercial cases were opened for noise taking place between 11:00 PM to 7:00 AM (50.6%) as opposed to commercial noise violations addressed between 7:00 AM to 11:00 PM (49.4%).

As it relates to the day of the week the noise case was opened, unequivocally, the highest number of cases were opened for noise that occurred on the weekends (Friday through Sunday), with 56.2% of all the cases addressed during this three-day period, as opposed to the Monday through Thursday four-day period. As expected, the busiest day of the week (in regard to noise-related cases) is Saturday, accounting for 20.4% of all the cases, followed by Friday (19.7%) and then Sunday (15.9%).

### **F. Arrival Time**

Data analysis on “arrival time” reflects the time from when a call was received by Dispatch to the time the CCO arrives to the location of the complaint. For commercial cases, the “time to arrive” averaged 22:25 minutes for valid cases, and 21:38 for non-valid. With these cases, there appears to be little correlation in the response time with respect to validity of the complaint.



Notwithstanding the small variations in the response time, Code has targeted the reduction of the response time as one of its key goals within the current Fiscal Year. With the addition of new part-time CCOs, it is hoped that the response time will be shortened once the part-time staff are able to operate independently and complete their training. The average time for CCO arrival is provided below. We have included the residential and "other" cases as a basis for comparison. As noted, the response time for commercial non-valid cases is the lowest of the types of noise cases opened.

Average Time for Code Officer to Arrive (Q1-2011)					
Number of Cases	Establishment Type	Average Time to Officer's Arrival*	Status	Number of Cases	Average Time from Call Received by Dispatch to Code Officer's Arrival*
1,152	Residential	0:24:24	VALID	145	0:22:08
			NON-VALID	750	0:24:50
	Commercial	0:21:46	VALID	25	0:22:25
			NON-VALID	139	0:21:38
	Other	0:27:15	VALID	15	0:26:27
			NON-VALID	78	0:27:24
	All Cases	0:24:10	VALID	185	0:22:26
			NON-VALID	967	0:24:31

\*Average Time Calculated using only those cases with valid time data for both "Time Call Received by Dispatch" and "Time of Arrival by Code Officer"

## **MAJOR EVENTS / SPECIAL EVENTS**

During the reporting period, there were a number of events that may have directly impacted the volume of noise cases opened. These events included the South Beach Wine and Food Festival, the Miami Beach International Boat Show, the Festival of the Arts, Art-Deco Weekend, Spring Break, Winter Music Conference (WMC), and Ultra Music Festival. The increase in the overall number of noise-related cases appear to have a direct correlation to higher number of visitors, the holidays, and the aforementioned festivities.

However, although some of the above special events have components that may cause some noise, Winter Music Conference (WMC) and Ultra Music Festival (Ultra), both of which take place in March, are specifically music-oriented. As a result, there is an expected increase in noise-related cases within the time-frame of these two events. A detailed analysis of March 2011 noise-related cases indicates there were a total of **541 noise-related cases opened**, 37% higher than in February 2011 (394 cases); and 10% higher than in January 2011 (491 cases). When compared to previous years, the number of cases opened in March 2011 is similar in volume to previous years: 585 in 2010 (8% higher than 2011); 447 in 2009 (17% lower than in 2011); and 500 in 2008 (8% lower than 2011).

In addition, the separation of WMC and Ultra (although not based in Miami Beach) raised specific concerns regarding the potential that a typically noise-producing period would occur twice in one month, as opposed to previous years when these two separate events took place simultaneously. Thus, an annual comparative analysis of Winter Music Festival and Ultra Music would not be completely accurate, as the events in March 2011 took place over a two (2) week period as opposed to a one (1) week period in prior years.



Notwithstanding, during the current rating period, WMC took place from Tuesday, March 8, through Saturday, March 12, 2011. During this five (5) day period, Code opened a total of 138 cases, of which 51 were deemed to be “commercial”. Of these 51 cases, 17 were deemed valid, for a **33.3% validity rate**.

As previously mentioned, Ultra is an event that primarily takes place in Miami, not in the City of Miami Beach, and this year took place a week after WMC. Even though the main Ultra event takes place elsewhere, there are numerous events associated with Ultra that take place and/or impact our City. This year, Ultra took place a week after Winter Music Conference, beginning on Friday, March 25, and ending on Sunday, March 27, 2011. During this three (3) day period, Code opened 79 cases, of which 23 were deemed commercial. Further analysis of the 23 cases indicates that three (3) cases were duplicate (emanating from the same source of noise) and another case was referred to the Police Department as it was vehicular (car alarm). Of the remaining 19 cases within this time period, five (5) were deemed valid (**26.3%**).

The table below reflects WMC data for 2011 (excluding Ultra), 2010 and 2009 (both including Ultra) data.

**Winter Music Conference  
Commercial Noise Related Cases**

<i>Year</i>	<i>Total Cases</i>	<i>Commercial Cases</i>	<i>Valid</i>	<i>% Valid</i>
2011	138	51	17	33.3%
2010	198	80	25	31.3%
2009	161	80	31	38.8%

WMC data for 2010 and 2009 includes Ultra, whereas 2011 data does not.

**SPECIAL MASTERS APPEAL HEARINGS**

During the rating period, 32 noise-related cases were heard at the Special Masters Appeal (SMA) Hearings. Their respective status is reflected in Attachment D, along with updates that occurred this quarter on appeals filed previously.

As reflected in the attachment, during the current quarter, of the 32 appealed cases, six (6) cases were granted a continuance, eleven (11) cases have yet to be heard, six (6) cases were heard and upheld, one (1) was withdrawn, and eight (8) were dismissed by the Special Master. During this quarter, fines for appeals upheld totaled \$5,250.

**RECOMMENDATIONS**

The current reporting period was the first complete period under the leadership of the new Acting Code Compliance Division Director, Robert Santos-Alborna. Although he has been tasked with a myriad of responsibilities, there is a clear understanding of the importance, methodology, and process in which noise-related cases are responded to and addressed. Among the changes made by the Acting Division Director, the following are relevant to the handling of noise complaints:



- The establishment of a Noise Standard Operating Procedure (SOP), and training to both established and new employees. The SOP goes beyond the existing Noise Administrative Rules, and has been developed and is being refined. With the completion of the SOP, staff will again be comprehensively trained in handling noise complaints. Assistance in the form of ride-alongs with supervisors and staff well versed in the application of the noise ordinance will provide supplementary training to CCOs.
- New dispositions were created in Permits Plus, the database utilized by Code, in an effort to more accurately reflect the assignment of noise-related cases. For example, cases where noise was identified to be more in line with “disturbance of the peace” and/or criminal violations were forwarded to Police for their review and response. In previous reporting periods, these would have been deemed invalid, while in fact they were not actually noise cases. This may have an impact on the validity rate for future noise reports, but it will more accurately reflect the proper disposition of certain noise cases.
- Ongoing training and discussion in mutual areas of concern have and continue to take place with the Parking Department/Dispatch Unit, which is the unit responsible for dispatching calls on behalf of Code. Technically, when a complainant calls 305-604-CITY (2489), the call is initially handled by a Parking Department employee, who takes the initial information and forwards it to a CCA, who in turn, based on assignments, location, and a number of other factors, assigns the case to a CCO to handle. The continued partnership and open communication between Parking and Code is essential for the proper handling of noise complaints. The Parking Department and Code are meeting quarterly, and more frequently if necessary, to discuss issues of mutual concern and address any issues that may arise.
- As you know, Code recently hired additional part-time staff, as discussed above, to supplement regular full-time staff with quality of life issues. Although the new staff is not fully trained and prepared to address noise-related cases yet, it is anticipated that they will be able to address these kinds of cases within the next reporting period. With the additional staff, the division of responsibility and response time will hopefully be improved in the next few reporting periods.

JMG/HMF/KT/RSA

#### Attachments

F:\BUIL\SALL\Kristin\Code Compliance\Noise Reports\Q1 -2011 LTC - Final.doc



# ATTACHMENT A

## ALL CASES Noise Data 01/01/2011 - 03/31/2011 (Q1-2011)

Total Number of Noise Complaint Cases	Less Voided, Canceled, Calls Routed to Police, Duplicate Complaints, Complaints not Applicable to Code Compliance	Total with Dispositions	Code or PD Initiated (Proactive)	Complaint Calls Received
1,567	163	1,404	10	1,394

\*\*Canceled calls are cases canceled by the complainant prior to a Code Officer's arrival.  
\*Voided cases are cases that were entered in error, etc.

Valid Violation Breakdown		
Verbal	13	5.6%
Written Warning	179	76.8%
Violation	41	17.6%
<b>Total Valid Cases</b>	<b>233</b>	

Noise Cases by Type of Establishment						
	Total Cases		Valid		Non-Valid	
	Number of Cases (Valid & Non-Valid)	Percentage of All Cases (Valid & Non-Valid)	Number of Cases	Percentage of Cases	Number of Cases	Percentage of Cases
Residential	1,062	75.6%	164	15.4%	898	84.6%
Commercial	239	17.0%	51	21.3%	188	78.7%
Other	103	7.3%	18	17.5%	85	82.5%
Totals	1,404		233	16.6%	1,171	83.4%

Residential = Apt, Condo, Single Family  
Commercial = Bar, Club, Hotel, Hotel-Condo, Restaurant, Retail, Constr-Com  
Other = Bandshell, Beach, Public Property, etc.

	Total Cases		Valid Cases		Non-Valid Cases	
	Number of Cases (Valid & Non-Valid)	Percentage of All Cases (Valid & Non-Valid)	Number of Cases	Percentage of Cases	Number of Cases	Percentage of Cases
APT	639	45.5%	79	12.4%	560	87.6%
BAR	25	1.8%	6	24.0%	19	76.0%
CLUBS	30	2.1%	1	3.3%	29	96.7%
CONDO	249	17.7%	52	20.9%	197	79.1%
CONDO-HOTEL	11	0.8%	4	36.4%	7	63.6%
HOME	174	12.4%	33	19.0%	141	81.0%
OTHER	103	7.3%	18	17.3%	85	82.5%
RESTAURANT	69	4.9%	16	23.2%	53	76.8%
RETAIL	11	0.8%	6	54.5%	5	45.5%
HOTEL	93	6.6%	18	19.4%	75	80.6%
<b>Totals</b>	<b>1,404</b>		<b>233</b>	<b>16.6%</b>	<b>1,171</b>	<b>83.4%</b>

Noise Cases by Noise Type						
Noise Type	TOTALS		Valid Cases		Nonvalid Cases	
LOUD MUSIC	1,107	78.8%	180	16.3%	927	83.7%
LIVE ENTERTAINMENT	0	-	0	-	0	-
BARKING DOG	224	16.0%	36	16.1%	188	83.9%
CROWD NOISE	3	0.2%	1	33.3%	2	66.7%
CONSTRUCTION	69	4.9%	16	23.2%	53	76.8%
OTHER	0	-	0	-	0	-
HONKING CARS	1	0.1%	0	-	1	100.0%
Totals	1,404		233	16.6%	1,171	83.4%

Disposition of All Noise Cases	
Type	#
<b>Total Cases</b>	<b>1,567</b>
Canceled**	45
Voided*	14
Routed to Police	91
Duplicate Complaint	9
Not Applicable to Code	4
<b>Total Valid and Non-Valid Cases</b>	<b>1,404</b>
Valid Cases	233
Non-Valid Cases	1,171



# Call Time of Day / Day of Week

TOTAL VALID AND NON-VALID CASES

	Total	7a - 11p	11p - 7a (of the following morning)	Percentage of total that occurred on that day of week
Monday	137	92	45	32.8%
Tuesday	120	92	28	23.3%
Wednesday	132	92	40	30.3%
Thursday	200	105	95	47.5%
Friday	245	106	139	56.7%
Saturday	328	166	162	49.4%
Sunday	242	166	76	31.4%
<b>Totals</b>	<b>1,404</b>	<b>819</b>	<b>585</b>	<b>41.7%</b>

## VALID

	Total	7a - 11p	11p - 7a (of the following morning)
Monday	31	20	11
Tuesday	19	12	7
Wednesday	16	10	6
Thursday	26	15	11
Friday	36	18	18
Saturday	73	42	31
Sunday	32	25	7
<b>Totals</b>	<b>233</b>	<b>142</b>	<b>91</b>

## NON-VALID

	Total	7a - 11p	11p - 7a (of the following morning)
Monday	106	72	34
Tuesday	101	80	21
Wednesday	116	82	34
Thursday	174	90	84
Friday	209	88	121
Saturday	255	124	131
Sunday	210	141	69
<b>Totals</b>	<b>1,171</b>	<b>677</b>	<b>494</b>

# Call Time of Day - Residential vs Commercial

	Total	7a - 11p	11p - 7a (of the following morning)
RESIDENTIAL	1,062	630	432
COMMERCIAL	239	118	121
OTHER	103	71	32
<b>Totals</b>	<b>1,404</b>	<b>819</b>	<b>585</b>

# Breakdown of Calls with Identified Complainants and with Anonymous Complainants

	Total Cases	Valid Cases	Non-Valid Cases
<b>Totals</b>	<b>1,404</b>	<b>233</b>	<b>1,171</b>
Anonymous Complainant	805	104	701
Anonymous with Contact made	61	6	55
Contact Information Provided	528	113	415
Internal	10	10	-



# ATTACHMENT B

## COMMERCIAL NOISE CASES Noise Data 01/01/2011 - 03/31/2011 (Q1-2011)

### Total Number of Noise Complaint Calls Received

Total Cases (Valid and Non-valid only)	Less Code or PD Initiated (Proactive)	Complaint Calls Received
239	7	232

### Valid Violation Breakdown

Verbal	8	15.7%
Written Warning	30	58.8%
Violation	13	25.5%
<b>Total Valid Cases</b>	<b>51</b>	

### Disposition of All Noise Cases

Type	#	%
Valid Cases	51	21.3%
Non-valid Cases	188	78.7%

Total Valid and Non-Valid Cases = 239

### Noise Cases by Type of Establishment

Location Type	Totals	% of Commercial Cases (Valid/Non-Valid)	Valid		Non-Valid	
BAR	25	10.5%	6	24.0%	19	76.0%
CLUBS	30	12.6%	1	3.3%	29	96.7%
CONDO-HOTEL	11	4.6%	4	36.4%	7	63.6%
RESTAURANT	69	28.9%	16	23.2%	53	76.8%
RETAIL	11	4.6%	6	54.5%	5	45.5%
HOTEL	93	38.9%	18	19.4%	75	80.6%
<b>Total</b>	<b>239</b>		<b>51</b>	<b>21.3%</b>	<b>188</b>	<b>78.7%</b>

### Noise Cases by Noise Type

Noise Type	Totals	% of Commercial Cases (Valid/Non-Valid)	Valid		Non-valid	
LOUD MUSIC	233	97.5%	50	21.5%	183	78.5%
LIVE ENTERTAINMENT	0	0.0%	0	-	0	-
BARKING DOG	1	0.4%	0	-	1	100.0%
CROWD NOISE	0	0.0%	0	-	0	-
CONSTRUCTION	5	2.1%	1	20.0%	4	80.0%
OTHER	0	0.0%	0	-	0	-
HONKING CARS	0	0.0%	0	-	0	-
<b>Totals</b>	<b>239</b>		<b>51</b>	<b>21.3%</b>	<b>188</b>	<b>78.7%</b>



# Time of Day / Day of Week of Call

## TOTAL VALID AND NON-VALID CASES

	Total	7a - 11p		11p - 7a the following morning		Percentage of total that occurred on that day of week
Monday	10	5	50.0%	5	50.0%	4.2%
Tuesday	20	12	60.0%	8	40.0%	8.4%
Wednesday	16	13	81.3%	3	18.8%	6.7%
Thursday	36	16	44.4%	20	55.6%	15.1%
Friday	49	17	34.7%	32	65.3%	20.5%
Saturday	65	30	46.2%	35	53.8%	27.2%
Sunday	43	25	58.1%	18	41.9%	18.0%
<b>Totals</b>	<b>239</b>	<b>118</b>	<b>49.4%</b>	<b>121</b>	<b>50.6%</b>	

## VALID

	Total	7a - 11p		11p - 7a (of the following morning)	
Monday	1	0	0.0%	1	100.0%
Tuesday	5	3	60.0%	2	40.0%
Wednesday	2	1	50.0%	1	50.0%
Thursday	8	5	62.5%	3	37.5%
Friday	10	4	40.0%	6	60.0%
Saturday	17	13	76.5%	4	23.5%
Sunday	8	5	62.5%	3	37.5%
<b>Totals</b>	<b>51</b>	<b>31</b>	<b>60.8%</b>	<b>20</b>	<b>39.2%</b>

## NON-VALID

	Total	7a - 11p		11p - 7a (of the following morning)	
Monday	9	5	55.6%	4	44.4%
Tuesday	15	9	60.0%	6	40.0%
Wednesday	14	12	85.7%	2	14.3%
Thursday	28	11	39.3%	17	60.7%
Friday	39	13	33.3%	26	66.7%
Saturday	48	17	35.4%	31	64.6%
Sunday	35	20	57.1%	15	42.9%
<b>Totals</b>	<b>188</b>	<b>87</b>	<b>46.3%</b>	<b>101</b>	<b>53.7%</b>

## Breakdown of Calls with Identified Complainants and with Anonymous Complainants

	Total Cases	Valid Cases	Non-valid Cases
Total Complaints	239	51	188
Anonymous Complainant	128	27	101
Anonymous with Contact made	10	1	9
Contact Information Provided	95	17	78
Internal (Proactive)	6	6	0



# ATTACHMENT C

REASONS WHY NON-VALID (COMMERCIAL ONLY)		(Q1-2011)	
188 NON-VALID COMMERCIAL CASES	TOTALS	188	100%
	Music/Noise lowered prior to arrival per complainant	19	10%
	No Access / Access code	-	-
	No Noise AT ALL	33	18%
	Exception Granted by City	-	-
	Music/Noise Not Loud or Excessive	91	48%
	After 11 PM - Not audible at 100ft.	45	24%
	Bad Address	-	-
PERCENTAGES			

# ATTACHMENT D

Information on Disposition of Cases by Special Master and by Judicial (Q1-2011)					
Date of Violation	Special Master Case Number	Code Case Number	Address	Name	Status
04/29/2010	JC10000494	CE10006233	2120 BAY AV SUNSET 4	Gregory Mirmelli	CB 00018133 / Cust#016066 \$2,000, (CB reduced to \$1,000 now that this case was reduced to 2nd offense) pursuant to rulings on JC10000345/JC10000462, unpaid as of 4/13/2011
08/16/10	JC10000754	CE10009434	758 WASHINGTON AV	KARTEL GROUP LLC d/b/a STEEL TOAST	11/18/10 DETERMINATION OF TIMELINESS. APPEAL FILED 4 DAYS LATE. 1/6/11 Fine \$250 upheld to be paid by 2/1/11. (City Bill 00021807 issued to Cust# 016955 \$250 paid 2/1/2011)
10/01/2010	JC11000001	CE11000009	655 Washington Ave	KM Club LLC	1/6/11 - SM Fine \$2,000 upheld and shall be paid by 7/1/11 CB 00020277 / Cust#014339 \$2,000 unpaid as of 4/13/2011
10/07/2010	JC11000002	CE11000185	900 West Ave	SouthGate Apartments	11/18/10 SM granted continuance. Continued to 2/3/11 where the petitioner is adjudicated Guilty of a 1st Offense, fine of \$250. (City Bill 00020064 issued to Cust# 014680 \$250 paid 2/7/11).
10/08/2010	JC11000003	CE11000210	900 West Ave	SouthGate Apartments	11/18/10 SM granted continuance. Continued to 2/3/11 where the petitioner's appeal was granted. Case Dismissed. (City Bill 00019424 issued to Cust# 016893 for \$1,000 to be voided)
10/09/2010	JC11000004	CE11000221	910 West Ave	SouthGate Apartments	11/18/10 SM granted continuance. Continued to 2/3/11 where the petitioner's appeal was granted. Case Dismissed. (City Bill 00019563 for Cust# 006641 \$2,000 to be voided)
10/09/2010	JC11000005	CE11000210	900 West Ave	SouthGate Apartments	11/18/10 SM granted continuance. Continued to 2/3/11 where the petitioner's appeal was granted. Case Dismissed.
10/18/2010	JC11000194	CE11000529	448 Ocean Drive	Fresh on Fifth LLC	(City Bill 000196941 issued to Cust# 016941 for \$250) Scheduled SM - 7/7/2011
10/20/2010	JC11000195	CE11000596	125 E San Marino Dr	Jeffrey Miller	2/3/2011 - Determined through clear and convincing evidence Written Warning CE110004396 issued on 3/16/10 was invalid, reducing CE11000596 issued on 10/21/10 to a Written Warning. (City Bill 00019671 issued to Cust# 016944 for \$250 has been voided)
11/01/2010	JC11000196	CE11000947	613 Lincoln Road	Aura Restaurant	(City Bill 00020076 issued to Cust# 012513 for \$250) SM - 3/3/2011, continued to 5/5/2011
11/07/2010	JC11000201	CE11001147	1685 Collins Ave	Delano Hotel	03/03/2011 - Violation was not proven to be valid, through clear and convincing evidence, appeal granted, case dismissed. (City Bill 00020078 issued to Cust# 013810 \$250 to be voided)
11/08/2010	JC11000197	CE11001196	1236 Ocean Drive	Mia Bella Roma Restaurant	(City Bill 00020074 issued to Cust# 017036 for \$1,000) SM - 3/3/2011, continued to 5/5/2011
11/09/2010	JC11000198	CE11001259	1236 Ocean Drive	Mia Bella Roma Restaurant	(City Bill 00020073 issued to Cust# 017036 for \$2,000) SM - 3/3/2011, continued to 5/5/2011
11/29/2010	JC11000281	CE11001830	1756 Collins Ave	Catalina Hotel	(City Bill 00020657 issued to Cust# 017182 \$250) Scheduled SM - 5/5/2011
11/30/2010	JC11000199	CE11001869	1236 Ocean Drive	Mia Bella Roma Restaurant	(City Bill 00020658 issued to Cust# 017036 for \$3,000) SM - 3/3/2011, continued to 5/5/2011
12/01/2010	JC11000200	CE11001909	1775 Collins Ave	Raleigh Hotel	3/3/2011 - Appeal withdrawn. (City Bill 00020659 to Cust# 010197 for \$250 paid 2/2011)
12/12/2010	JC11000202	CE11002238	1532 Washington	Dream	(City Bill 00020662 issued to Cust# 014626 \$2,000) SM - 3/3/2011, continued to 5/5/2011
12/18/2010	JC11000203	CE11002403	1532 Washington	Dream	(City Bill 00020895 issued to Cust# 014626 for \$3,000) SM - 3/3/2011, continued to 5/5/2011
12/26/2010	JC11000273	CE11002671	5924 Alton Road	Carlos Capote & W Mercedes	04/07/2011 - Violation CE11002671 reduced to Written Warning. (City Bill 00020914 issued to Cust# 013224 \$2,000 to be voided)
12/30/2010	JC11000274	CE11002769	1885 Daytonia Road	Andre Burguera & W Mariel Muniz	4/7/11 Violation CE11002769 reduced to Written Warning, case dismissed. (City Bill 00020913 issued to Cust# 017297 for \$250 to be voided)
01/02/2011	JC11000271	CE11002934	700 W Dilido Drive	Jonathan L. Rooks	(City Bill 00021246 issued to Cust# 017352 for \$25) Scheduled SM - 5/19/2011
01/02/2011	JC11000272	CE11002931	1120 Collins Ave	Hotel Nash, LLC	4/7/11 Case Dismissed. (City Bill 00021246 issued for Cust# 011352 \$1,000 to be voided)
01/06/2011	JC11000275	CE11003072	2344 N Bay Road	Fredric N Karlton (Trust)	4/7/11 Case Dismissed.